

MINUTES FOR COMMITTEE POST COMMISSION MEETING

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The Tennessee Peace Officer Standards and Training Commission met on Friday, June 21, 2013, at 9:30 a.m., at the Tennessee Law Enforcement Training Academy Annex, 3025 Lebanon Road, Nashville, Tennessee.

POST MEMBERS PRESENT:

Commissioner Rita Baker
Commissioner Glenn Chrisman
Commissioner Jerry Fanion
Commissioner Carl Jenkins
Commissioner Frank Lax
Commissioner Dusty Rhoades – Chairman
Commissioner Bobby Williamson
Commissioner Ric Wilson
Commissioner David Woolfork
General Brent Cherry

POST STAFF PRESENT:

Mr. Brian Grisham, Executive Secretary
Ms. Gay Rye, Admin. Services Assistant
Mr. John Welch, POST Investigator
Mr. Stan Murphy, POST Investigator
Mr. Ed Scudder, Attorney, Commerce & Insurance
Ms. Leigh Ferguson, Attorney, Commerce and Insurance

Chairman Rhoades called the meeting to order and recognized Commissioner Chrisman, who read the following statement into the record: All POST Commissioners have previously agreed to recuse themselves from any vote that would constitute a conflict of interest. The most obvious of these would include issues that involve our own departments or someone we know personally. Because we have already agreed to this, it should be noted that on routine matters, it may be assumed nonverbally that these commissioners have abstained from that vote. In bigger, more controversial issues that may have a more overt conflict of interest or may have the appearance of impropriety, applicable commissioners will still verbally abstain from that vote.

Chairman Rhoades entertained a motion for adoption of the agenda. Commissioner Baker moved to adopt the agenda, seconded by Commissioner Woolfork. The motion carried.

The chairman called for a motion for approval of the Minutes from the May 17, 2013 POST meeting. Commissioner Woolfork moved to approve the Minutes as submitted, seconded by Commissioner Baker. The motion carried.

Chairman Rhoades turned the floor over to Hearing Judge Dale Robertson for a formal hearing in the matter of David Robert Norwood, formerly of the Gatlinburg PD.

Hearing Judge Dale Robertson presided over the formal hearing of a decertification request from Gatlinburg PD concerning former Officer David Robert Norwood. Mr. Norwood was present and represented by Attorney Pat Looper. Matthew McCarthy, assistant general counsel with Commerce and Insurance, presented the case to the commission.

Judge Robertson recognized Mr. McCarthy to present the case. Mr. McCarthy stated that Mr. Norwood obtained his certification to become a law enforcement officer in January of 1995 and was employed with the Gatlinburg PD until he resigned in January of 2011. On

January 27th, 2011, Mr. Norwood faced termination from the department for having conducted himself in an immoral, indecent, lewd and disorderly manner while he was in uniform and on duty. Mr. Norwood was informed on January 27th, 2011, that he faced termination for the performance of a distasteful sex act while he was in uniform and on duty, and Mr. Norwood resigned in lieu of termination. Subsequently, the Gatlinburg Police Department requested that the POST Commission revoke Mr. Norwood's certification as a law enforcement officer in the state of Tennessee pursuant to POST Commission Rule 1110.02.04(2)(a), which provides that the Commission may suspend or revoke the certification of any officer who shall, subsequent to certification under these Rules: (3) Be suspended for thirty days or longer, resign in lieu of termination, or be discharged by his employing law enforcement agency for disciplinary reasons. The department is requesting the revocation of Mr. Norwood's certification to be a police officer in the state of Tennessee.

Mr. Looper explained that Mr. Norwood is challenging the petition based upon two issues, one being the resignation that he tendered and, two, the context in which the video was sent to the police department. Mr. Norwood will not challenge the basis of the termination.

Mr. McCarthy presented evidence to the Commission through six exhibits, Exhibit 1 being the letter of March 28, 2011 to Mr. Norwood giving him the opportunity to appear before the POST Commission; Exhibit 2 was the USPS certified mail receipt; Exhibit 3 was the Affidavit of Gay Rye showing that Mr. Norwood was certified as a police officer in the state; Exhibit 4 was a letter of February 4, 2011 from Chief Randall Brackins to the POST Commission notifying POST of Mr. Norwood's termination from the department; Exhibit 4A was a Change of Status form for Mr. Norwood, Exhibit 4B being a statement from Mr. Norwood resigning his position; Exhibit 5 was a letter from Chief Brackins dated February 17, 2011; and Exhibit 6 was the Affidavit of Chief Randall Brackins.

Chief Brackins testified via telephone upon questioning from Mr. McCarthy. The chief testified it was determined that Mr. Norwood was on duty during the incident.

Mr. Looper called Mr. Norwood to testify in his defense. Mr. Norwood testified that he showed up for his shift and had not been told anything ahead of time, although he knew in general what was going on. Mr. Norwood said he reported to the Assistant Chief Walker and they waited for Chief Brackins to arrive. Mr. Norwood said he was asked for his badge and his gun belt, which he knew was the procedure when someone was going to be suspended. Mr. Norwood said after Chief Brackins arrived, they went into his office and had a short conversation. The chief noted there had been disagreements in the past between them and that this did not have anything to do with that or anything about Mr. Norwood's personal life. It was then brought up that there was a video and it appeared Mr. Norwood was in uniform and in a police car. Mr. Norwood said Chief Brackins had a pretyped letter of resignation and pushed it toward Mr. Norwood. Mr. Norwood said he went ahead and signed the letter, but the word termination was never used.

Mr. Norwood testified the videotape was made in the fall previous to January 2011. He testified he had met the woman on the internet and entered into a relationship with her. When he ended the relationship, the woman threatened to take the tape to the chief and get him fired, which is what she did. Mr. Norwood said he was married and is still married to the same woman. Mr. Norwood testified he was not on duty at the time he made the videotape. He admitted that when he was off duty and unavailable for calls, he drove to a secluded area away from the public and made a video. He explained that throughout the relationship, the woman had sent him videos and pictures, and he returned a video to her.

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Mr. Looper asked Mr. Norwood if he was asking the commission to let him retain his certification in order to remain in law enforcement. Mr. Norwood said that that is his wish.

After further questions from the commission and arguments of counsel, General Cherry moved for decertification of Mr. Norwood, seconded by Commissioner Williamson. The motion carried.

Judge Robertson turned the floor over to Chairman Rhoades.

Chairman Rhoades recognized Mr. Grisham for the Decertification Hearing Committee Report.

Mr. Grisham reported the matter of Alex Anderson Beard, Memphis PD – Mr. Anderson was placed in suspended status as there is an underlying civil service case ongoing; Paula Marie Jamerson, formerly of Memphis PD - she received notice and did not show, the department showed, the recommendation of the subcommittee is decertification on the grounds that she resigned in lieu of termination for disciplinary reasons; Justin James Johnson, Memphis PD – this matter was referred to the full commission for a hearing; Anthony Scott Jackson, Memphis PD – Mr. Jackson and the department appeared, the recommendation is to send this case to the full commission for a formal hearing; Andre Sitko Johnson, Metro PD – Mr. Johnson appeared and the recommendation is not to proceed with a formal hearing; Timothy Kevin Reid, Metro Nashville PD – the request was made to postpone that matter until September; Luis Reynaldo Parra Flores of the Rutherford County SO – the recommendation is a default order decertifying Mr. Parra Flores on the grounds of termination for disciplinary reasons; Christopher Coleman Cunningham, Sumner County SO – he received notice and did not show, the department appeared, the recommendation is a default order to decertify based upon termination and also a felony plea and a court order to surrender his termination; Matthew Levy McNalley, Unicoi County Sheriff's Office – he surrendered his certification in writing; Robert E. Cummings, UT Knoxville PD – a request was received to postpone that matter for an informal hearing.

Commissioner Woolfork moved to approve the recommendations, seconded by Commissioner Fanion. The motion carried.

APPEARING BEFORE THE COMMISSION/

WAIVERS FOR PREEMPLOYMENT REQUIREMENTS – 1110-02-.03 + 1110-9-.04

**DEPT OF SAFETY & HOMELAND SECURITY – THP
BOULTON, BRUCE LEE**

– Request a pre-employment waiver for Mr. Bolton for a citation he received for Public Intoxication in the late 1980's. He had been out with friends drinking alcohol and had then gone to the campus of Berea College in Kentucky, waiting outside the dormitory for a friend when approached by a Campus Policeman. The Campus policeman determined that he was intoxicated and was placed under arrest. He spent one night in jail and a court date and returned on that date to pay the fine for the Charge of Public Intoxication. He has since graduated with a Bachelor's Degree in Business Administration and served as a Commissioned Military Officer in the US Army. He became full time with THP on 3-1-13 and is presently attending the THP Basic Academy.

Commissioner Woolfork moved to approve the waiver, seconded by General Cherry. The motion carried.

**DEPT OF SAFETY & HOMELAND SECURITY – THP
EVANS, ALEXANDER CHRISTOPHER**

Request waiver for a General Under Honorable Conditions Discharge from the USAF. While an airman in the USAF he committed a series of infractions. In Sept. 2009 he was charged with non-judicial punishment for sleeping while on post, violation of Article 92 of the Uniform Code of Military Justice, which resulted in a reduction of rank to an E-3 as well as a written reprimand. In March 2010 he was charged and received non-judicial punishment for providing alcoholic beverages to airmen under the age of 21, violation of Article 92 and punishment was a reduction in rank to an E-1, and 30 days of extra duty. In April, 2010 Mr. Evans received a referral enlisted performance report due to these incidents, and he stated these lapses in judgment were due to exhaustion & just bad judgment. He made no excuses for the actions he made and has learned from his past mistakes. He has since received an Associates Degree in Criminal Justice and became full time with THP on 3-1-13 and is presently attending THP Basic.

Commissioner Baker asked why the commission is receiving these requests for waivers after the person is already enrolled in basic training. Mr. Welch explained there is a POST rule that has been corrected and will be applicable when the new rules are promulgated. The current rule primarily says that local academies can submit paperwork once the person has graduated. Under the new rules, the requests will be submitted up front. Mr. Welch explained on this current situation, under UCMJ this is non-judicial punishment and POST does not consider non-judicial punishment.

Commissioner Woolfork moved to approve, seconded by Commissioner Fanion. The motion carried.

**DEPT OF SAFETY & HOMELAND SECURITY – THP
STAGGS, CHAD ALLEN**

Request waiver for an Uncharacterized Discharge he received from the U.S. Navy for failed medical/physical procurement standards on 2-27-04. He was treated by the U.S. Navy medical staff and U.S. Navy Doctor. He was advised that his blood sugar was low and that he would be discharged. He was also advised that the result of the low blood sugar could have stemmed from the drastic change in his diet. He has been previously certified while employed with Lawrenceburg PD from 7-8-09 to 2-22-13, attending TLETA.

POST requests an explanation of the previous application while employed with Lawrenceburg, which indicates No Military. He became full time with THP on 3-1-13 and is presently attending THP Basic.

Commissioner Fanion asked if Mr. Staggs supplied the explanation. Mr. Welch said he would interview Mr. Staggs and get a written statement from him and provide it at the next POST meeting.

Commissioner Fanion moved to approve the request pending receipt of the additional information, seconded by Commissioner Baker. The motion carried.

WILLIAMSON COUNTY SO – SHERIFF JEFF LONG

Presenting correspondence requesting that the Commission consider POST Certified Deputies assigned to the Detention Division the same as POST certified deputies in their other divisions.

Sheriff Long was present and addressed the commission. The sheriff said Williamson County SO hired recently hired 32 School Resource Officers. Twenty-four of those officers came from the Detention Division. The officers are hired to work in the

Detention Division and the officers will then work into other enforcement areas of the office. Sheriff Long said there were nine officers in the last academy and there will be ten in the next academy receiving their certification before school starts in August. Sheriff Long said had the department been able to have already had those officers certified, it would not have delayed getting them into the schools. There are approximately 95 deputies assigned in the detention division. There are six deputies currently assigned to the detention division who are POST certified. There are three additional officers who are eligible for POST certification.

Sheriff Long said that every person that the department employs as a sheriff's office employee is a deputy and are classified as a deputy sheriff. He said they all take the same oath and they all have the same responsibilities. The sheriff said his office has its own detention academy and teaches an on-site five-week detention course and they also do about five weeks of FTO training after that before they are allowed to do a lot in the jail.

Sheriff Long commented he knows there is an Attorney General's opinion that has been in place for several years that says a jailer cannot be considered a POST certified officer. The sheriff added that, with all due respect, that is only an opinion from the Attorney General's Office. The sheriff said he feels that the job has changed a lot since that opinion was issued. When the employees were called jailers, they pretty much stayed in the jail. In today's environment, they are deputy sheriffs and they do much more than what they did working strictly in the jail. Sheriff Long added that in looking at the requirement that the person has to be engaged in the prevention and detection of crime, and the apprehension of offenders, he feels that the detention deputy role qualifies for that. He said in 2012, detention deputies made 420 arrests, which included assault, indecent exposure, felony introduction of contraband, reckless endangerment, vandalism and various other crimes. The detention deputies assist citizens, they make reports of lost or stolen vehicle license plates, they served 371 arrest warrants and completed 96 mental health transports. All of these cases required a police report, which is entered into the RMS system and forwarded to TBI by the TIBRS system.

Commissioner Baker remarked that she supports the sheriff's proposal and noted that it is the same proposal that was made to the POST Commission three or four years ago. She said the proposal went to a subcommittee and there was a lot of emotion involved and a lot of people strongly opposed to the proposal.

Sheriff Long added that he is not asking that these detention deputies receive salary supplement and the department will agree to waive that. He said the department is trying to get them trained as professionally as possible and have them waiting in line when an opportunity comes up rather than waiting an additional ten weeks to get them through the training academy

Commissioner Woolfork moved to approve the request, seconded by Commissioner Wilson.

Commissioner Jenkins asked Sheriff Long to restate his request.

Sheriff Long said the request is to have POST certified deputies assigned in the detention division, send them to TLETA and they remain as POST certified deputies as long as the department complies with POST requirements and have them attend annual in-service training.

After further questions and discussion, the motion carried.

JACKSON STATE COMMUNITY COLLEGE PD – Director Darron Billings

Request to be recognized as a POST Certified Campus Police Department.

Director Darron Billings was present making the request. He said that JSCC has 5,000 students in four counties. Director Billings said the college has a good relationship with the local sheriff's department and also the police department. The college would like to start their department and is asking for permission to do that. They have established an ORI with TBI. The school is under the Tennessee Board of Regents. There will be two additional certified officers. Director Billings noted that he formerly worked for the sheriff's department and has attended basic.

Commissioner Woolfork and Commissioner Lax abstained from discussion and voting.

Commissioner Williamson moved for approval, seconded by Commissioner Jenkins. The motion carried.

BETHEL SPRINGS PD – JENNINGS, BENNY RAY

Mayor Cox and the Alderman of Bethel Springs are requesting a waiver for the military discharge of Under Honorable Conditions he received in 1974. He is seeking a part-time with the Bethel PD.

Mr. Benny Jennings was present requesting the waiver. Mr. Jennings explained he was asked in 1973 to take an early discharge and he refused to take it. Mr. Welch asked Mr. Jennings to explain the 573 days of lost time while in the military. Mr. Jennings explained he was AWOL a couple of times but could not explain the reason behind this and remarked he could not remember why he was gone that amount of time.

Mr. Welch remarked he has questions and asked General Cherry for his opinion concerning the Under Honorable Conditions discharge. General Cherry said it is very unusual. He said he saw a few instances where people went on authorized absences for extended periods of time and then came back and were granted a discharge. General Cherry asked Mr. Jennings to explain why he was gone from the military and what was going on in his life at that point. Mr. Jennings answered that he could not recall that period of time and what was going on. Mr. Jennings said he dropped out of high school in 1972 and volunteered for the military and went to Paris Island for three months. He said at that time, he had his first opportunity to take an early discharge but refused early discharge at that time. General Cherry said typically, at the end of boot camp, Mr. Jennings would have been discharged at that time for whatever reason. Gen. Cherry asked Mr. Jennings if he went for additional training or school after boot camp. Mr. Jennings answered he did not receive additional training. He said his MOS was changed from diesel mechanic to truck driver.

Commissioner Lax asked Mr. Jennings what he has been doing for the past forty years. Mr. Jennings said he has been doing different jobs across the country but had no law enforcement experience until returning to Tennessee.

Gen. Cherry told Mr. Jennings the commission could grant a waiver but the gaps in service are pretty significant and raises a question in his mind. Mr. Jennings said he just does not recall what went on during that time. Mr. Welch asked Mr. Jennings if he turned himself in on the first sixteen-day AWOL or if the military police picked him

up. Mr. Jennings answered he did turn himself in on some occasions but not all occasions. He was arrested a couple of times for being AWOL or a deserter.

General Cherry remarked that, for whatever reason, the military gave Mr. Jennings an administrative discharge under Under Honorable Conditions which is not the same as Honorable Discharge but not as bad as a Punitive Discharge and is not the worst kind of discharge and noted this is something that the commission has the authority to grant a waiver for. Even though this occurred a long time ago, Gen. Cherry said it is pretty significant.

Investigator Murphy asked Mr. Jennings if he is under the jurisdiction of any court at the present time. Mr. Jennings said he was accused of assault and harassment but was found not guilty.

Commissioner Woolfork moved to deny the waiver request, seconded by Commissioner Williamson. The motion carried.

Police Chief Sowell of Bethel Springs asked the commission if a part-time officer such as Mr. Jennings is required to have a POST certified officer supervising them. Mr. Grisham answered that once the part-time officer receives their eighty hours of basic training, they are on their own. The training has to be in the presence of a certified officer currently.

Mr. Welch noted that Chief Sowell has been with Bethel Springs PD for a long time. He asked the chief if he resigned or retired. Chief Sowell answered that he retired but the town aldermen asked him to return. Mr. Welch said that the chief was grandfathered in originally, but when he resigned he lost his grandfather status and, technically, Chief Sowell is not a certified officer any longer. The chief said he is working full-time because he cannot find anyone to take over. Mr. Murphy told Chief Sowell he will need to attend the academy within six months to become a certified officer. Chief Sowell said he could not attend the academy and was ready for retirement. Commissioner Lax noted that Chief Sowell is also a constable in the county.

Investigator Murphy asked Chief Sowell if the department closed down in November of 2012. Chief Sowell answered that the mayor closed the department for a month due to budgetary problems. Chief Sowell said he was asked to come back after a month. Mr. Welch told the chief that POST has no paperwork to indicate that Bethel Springs PD is in operation. Mr. Welch asked to speak to the chief outside the meeting.

WAIVER OF BASIC TRAINING – 1110-02-.03 + 1110-9-.02

The following requests for Waiver/Substitution of Basic Training have been reviewed and appear to meet POST requirements:

1. CHRISTIAN BROTHERS UNIVERSITY PD – SANFORD, DEANE LYNN
Request is made to issue a POST Certificate of Compliance to Officer Sanford. She attended TLETA graduating on 5-20-11 while employed by the Haywood County SO from 11-10 to 5-13 and was issued POST Certification. She became full time with Christian Brothers on 5-23-13 and requesting a Certificate of Compliance be issued.

Commissioner Williamson moved for approval, seconded by Commissioner Woolfork. The motion carried.

2. COOKEVILLE PD – HARRIS, DAVID RUSSELL –

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Request is made to allow Officer Harris to attend the September 29 - Oct 17, 2013 Transition School at TLETA. He attended the Southern Regional Public Safety Institute graduating on 5-30-08, with a total of 400 hours and was a certified officer in Mississippi. He served as a sworn Enforcement Agent for the MS. Gaming Commission from 2008 to 2010. He then served as a non-sworn Special Investigator with the TN. Office Of Inspector General from 2010 to 2011 and then worked as a Probation Officer from 2011 to 2013. He became full time with the department on 4-21-13.

Commissioner Jenkins moved to approve, seconded by Commissioner Baker. The motion carried.

3. FRANKLIN COUNTY SO - DAVID CHARLES KELLER -

Request is made to allow Deputy Keller to attend the September 29 - Oct. 17, 2013 Transition School at TLETA. He attended TLETA graduating on 10-27-94 as a Criminal Justice Student at MTSU and was employed by the Decherd PD from 10-31-94 to 8-7-96. He was also employed by the Franklin County SO from 8-96 to 12-07 when he became part time. During the 2010 year he worked as a full time officer but POST received no paperwork. He became full time on 2-6-13. Waiver of the six month rule is also requested.

Commissioner Baker moved for approval and for waiver of the six-month rule, seconded by Commissioner Fanion, which motion carried.

4. JACKSON STATE CC PD - DORRIS, DAVID BRANDON

Request is made to issue Officer Dorris a POST Certificate of Compliance. He was previously certified by POST on 10-13-06 attending TLETA, and employed at the time with Madison County SO from 8-04 to 5-12. He will become full time with the Jackson State Community College PD on 7-1-13. Request is made to issue a POST Certificate of Compliance.

Commissioner Fanion moved to approve, seconded by Commissioner Baker, which motion carried with Commissioner Woolfork abstaining.

5. JACKSON STATE CC PD - YOUNG, STEVEN SHANE

Request is made to issue Officer Shane a POST Certificate of Compliance. He was previously certified by POST on 8-27-99 attending TLETA, and employed at the time with Brownsville PD from 3-99 to 10-10. He will become full time with the Jackson State Community College PD on 7-1-13. Request is made to issue a POST Certificate of Compliance.

Commissioner Fanion moved for approval, seconded by Commissioner Baker. The motion carried.

6. KINGSFORT PD - MASON, MICHAEL TODD

Request is made to allow Mr. Mason to attend the September 29 - Oct. 17, 2013 Transition School at TLETA. He completed a 640 hour basic in Salem, Oregon graduating on 10-19-07, and was employed by the Josephine County Sheriff's Office in Oregon from March, 1999 to May 2012 as a full time officer and corrections officer. He became full time with Kingsport PD on 4-8-13, and is currently attending the Field Training Evaluation Program.

Also request is made for a waiver of the six month rule for Mr. Mason.

Commissioner Fanion moved for approval, seconded by Commissioner Williamson, which motion carried.

7. LINCOLN MEMORIAL UNIVERSITY PD – SANDEFUR, MATTHEW TODD
Request is made to issue Officer Sandefur a POST Certificate of Compliance. He was previously certified by POST on 8-29-03 attending TLETA, and employed at the time with Claiborne County SO from 9-2-02 to 2-23-05. He has been employed as a full time officer with various departments and on 2-18-13 he became full time with the Lincoln Memorial University PD. Request is made to issue a POST Certificate of Compliance.

Commissioner Fanion moved to approve, seconded by Commissioner Woolfork. The motion carried.

8. RUTHERFORD COUNTY SO – THOMPSON, III, THOMAS EDWARD
Request is made to allow Major Thompson to attend the September 29 – Oct. 17, 2013 Transition School at TLETA. He attended the U. S. Marshall's Basic Training at FLETC in Glynco, Georgia graduating on May 31, 1984, with a total of 520 hours. He was employed as a US Marshall from 1983 to 2013. He became full time on 5-6-13.

Commissioner Fanion moved to approve, seconded by Commissioner Woolfork. The motion carried.

9. SOUTHWEST TENNESSEE CC PD – TODD, HENRY GALE
Request is made to allow Mr. Todd to attend the Sept. 29-Oct. 17, 2013 Transition School at TLETA. He attended the Memphis PD Reserve Officer Program from 1993 to 2008 completing 464 hours, and worked as a reserve from 1994 to 2007 completing his required in-service each year. He also attended basic at the Capital Area Regional Training Academy in Louisiana graduating on 9-30-10 with a total of 450 hours and was employed by the LSU University PD from 12-10 to 6-11, as a full time officer. He became full time with the department on 5-1-13.

Commissioner Jenkins moved to approve, seconded by Commissioner Williamson. The motion carried.

10. WAYNESBORO PD – GANN, ROBERT JASON
Request is made to issue a POST Certificate to Mr. Gann. He attended the Metro Nashville Police Academy graduating on 3-12-09 while employed with the Vanderbilt University PD from 8-08 to 2-11, and was issued a POST Certificate of Compliance. He became full time with Waynesboro PD on 6-3-13 and request is to issue POST Certificate to Mr. Gann.

Commissioner Woolfork moved to approve, seconded by Commissioner Fanion, which motion carried with Commissioner Wilson abstaining.

SPECIALIZED SUBSTITUTIONS FOR IN-SERVICE TRAINING – 1110-4-09

The following items, numbers 1 through 11 requests for approval of Specialized Training Substitution, have been reviewed and appear to meet the guidelines set forth in POST Rule 1110-04-9. T.C.A. mandated Child Sexual Abuse, EVOC, Mental Illness and Firearms qualifications must be completed and documented to complete requirements for In-service training, if not included in the curriculum of these courses.

1. Bartlett PD - Request approval of Specialized Training Substitution for the following Officers:

Brandon E. Thornton – “Basic SWAT” – Desoto Co. SO – Holly Springs, MS – April 8-19, 2013 – 120 Hrs.

2. Bradley Co. SO - Request approval of Specialized Training Substitution for the following Officers:

James D. Smith – “Basic Gang School” – RCTA – Meridian, MS – January 23 – 25, 2013 – 24 Hrs.

3. Hamblen Co. SO - Request approval of Specialized Training Substitution for the following Officers:

Eric R. Carson, Eddie L. Ingram, Richard M. Webb, & Eugene R. Watson – “High Risk Warrant Planning & Execution” – RCTA – Meridian, MS – February 25 – March 1, 2013 – 40 Hrs.

4. Hendersonville PD - Request approval of Specialized Training Substitution for the following Officers:

Seneca G. Smith – “Crime Scene Tech. & Evidence Collection” – Sirchie – Youngsville, NC – May 6-10, 2013 – 40 Hrs.

5. LaVergne PD - Request approval of Specialized Training Substitution for the following Officers:

William C. Timson – “IPMBA Maintenance Officer” – International Police Mountain Bike Association, IPMBA – Baton Rouge, LA – April 27 – May 1, 2013 – 40 Hrs.

6. Marshall Co. SO - Request approval of Specialized Training Substitution for the following Officers:

Douglas A. McBay & Wesley L. Worsham – “Incident Response to Terrorist Bombings” – Department of Homeland Security – New Mexico Tech – May 6-10, 2013 – 32 Hrs.

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7. Murfreesboro PD - Request approval of Specialized Training Substitution for the following Officers:

Greg Flanagan – “Criminal Interdiction Conference” – INIA – Louisville, KY – March 12-16, 2013 – 40 Hrs.

Kerry Thorpe & Latthavone Vongphakdy – “2013 Leads Online Leadership Conference” – Leads Online – New Orleans, LA – May 28-30, 2013 – 16 Hrs.

8. Pulaski PD - Request approval of Specialized Training Substitution for the following Officers:

James R. Southerland & Justin R. Young – “Interview & Interrogation” – RCTA – Huntsville PD, AL – April 22-26, 2013 – 40 Hrs.

9. Tullahoma PD - Request approval of Specialized Training Substitution for the following Officers:

Joe A. Brown – “Annual Safe Schools Conference” – The Alabama Assoc. of SRO – Gulf Shores, AL – June 3-7, 2013 – 26 Hrs.

10. M.T.S.U. Campus PD - Request approval of Specialized Training Substitution for the following Officers:

Derrick P. Wharton – “2013 Leads Online Conference” – Leads Online – New Orleans, LA – May 28-30, 2013 – 16 Hrs.

11. 21st Drug Task Force - Request approval of Specialized Training Substitution for the following Officers:

William R. Whitney - “Interview & Interrogation” – RCTA – Huntsville PD, AL – April 22-26, 2013 – 40 Hrs.

Commissioner Woolfork moved to approve Items 1-11, seconded by Commissioner Baker, which motion carried.

APPLICATIONS FOR TRAINING OFFICER – 1110-04-.03

The following items, Number 1 through 11, applications for Training Officer, have been reviewed by POST Investigators and appear to meet criteria for approval. The officers will be informed that they must complete an Instructor Development course within the next 12 months.

*1. Centerville PD – Buchanan, Timothy Dwayne - Request Assistant chief Buchanan to become the training officer for the department. He has been in law enforcement for 15 years and will be completing the required Instructor Development later in the year.

2. Cleveland State Community College PD – Hodges, Michael James - Request Chief Hodges to become the training officer for the department. He has been in law enforcement for 14 years and has completed the required Instructor Development.

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3. Collierville PD – Townsend, David Wayne - Request Lt. Townsend to become the training officer for the department. He has been in law enforcement for 25 years and has completed the required Instructor Development.
4. Hamilton County SO – Short, Georgia Denise - Request Deputy Short to become the training officer for the department. She has been in law enforcement for 15 years and has completed the required Instructor Development.
5. Lauderdale County SO – Lane, Jr., Willard Lynn - Request Inv. Lane to become the training officer for the department. He has been in law enforcement for 16 years and has completed the required Instructor Development.
6. Nolensville PD – Strange, Cynthia Jewell - Request Officer Strange to become the training officer for the department. She has been in law enforcement for 9 years and has completed speech in college which was accepted in 2011 for the required Instructor Development.
7. Scott County SO – Phillips, Danny Lee - Request Sgt. Phillips to become the training officer for the department. He has been in law enforcement for 14 years and has completed the required Instructor Development.
8. UT-Knoxville PD – Whaley, Phillip Dean - Request Sgt. Whaley to become the training officer for the department. He has been in law enforcement for 10 years and has completed the required Instructor Development.
9. Williamson County SO – Elliott, Denny R. - Request Sgt. Elliott to become the primary training officer for the department. He has been in law enforcement for 25 years and has completed the required Instructor Development.
10. Williamson County SO – Piper, Benjamin A. - Request Corporal Piper to become the training officer for the department. He has been in law enforcement for 14 years and has completed the required Instructor Development.
11. Williamson County SO – Vacco, Nicholas J. - Request Corporal Vacco to become the training officer for the department. He has been in law enforcement for 25 years and has completed the required Instructor Development.

Chairman Rhoades noted that #1 has completed Instructor Development.

Commissioner Baker moved to approve Items 1-11, seconded by Commissioner Woolfork, which motion carried.

APPLICATIONS FOR CERTIFIED INSTRUCTOR – 1110-03-.04

The following items Number 1 through 18, have been reviewed by POST Investigators, and appear to be in order and meet minimum standards:

1. Algood PD - Clayburn, Christopher Blane - Request Sgt. Clayburn to become Specialized Instructor in the following area[s]:

Defensive Tactics

Sgt. Clayburn has been with the department since 2007 and has completed the required course as well as Instructor Development.

2. Algood PD – Dillon, David C., - Request Captain Dillon to become Specialized Instructor in the following area[s]:

S.T.O.P.S

Captain Dillon has been with the department since 2001 and has completed the required course as well as Instructor Development.

3. Algood PD – Marquess, James Whitney - Request Lt. Marquess to become Specialized Instructor in the following area[s]:

S.T.O.P.S.

Lt. Marquess has been with the department since 2005 and has completed the required course as well as Instructor Development.

4. Algood PD – Steel, Russell Mark - Request Sgt. Steel to become Specialized Instructor in the following area[s]:

S.T.O.P.S.

Sgt. Steel has been with the department since 2005 and has completed the required course as well as Instructor Development.

5. Algood PD – Swallows, Nicholas Bryant - Request Lt. Swallows to become Specialized Instructor in the following area[s]:

S.T.O.P.S.

Lt. Swallows has been with the department since 2005 and has completed the required course as well as Instructor Development.

6. Collierville PD – Townsend, David Wayne - Request Lt. Townsend to become the General Departmental Instructor. Lt. Townsend has been in law enforcement since 1987 and has completed Instructor Development. He has served previously as Training Officer.

7. Decatur County SO – Tharpe, Thomas Warren - - Request Deputy Tharpe to become Specialized Instructor in the following area[s]:

Firearms

Deputy Tharpe has been in law enforcement 12 years and has completed the required course as well as Instructor Development.

8. Elizabethton PD- Brackett, Ryan O' - Request Training Officer Brackett to become the General Departmental Instructor. Training Officer Brackett has been in law enforcement since 2007 and has completed Instructor Development. He became the training officer in July, 2012.

9. Johnson City PD - Collins, Ricky D. - - Request Training Coordinator Collins to become the General Departmental Instructor on a temporary basis. He held the position from 1992 to 2008 and has been in law enforcement since 1978 and has completed Instructor Development.

- *10. Kingsport PD - Hite, Kevin Lynn – Request Corporal Hite to become the General Departmental Instructor. Corporal Hite has been in law enforcement since 1995 and has completed Instructor Development. Also request a waiver of POST Rule 1110-03-.04(3)3.

11. Knox County SO, Dunn, Lee Edward - Request Sgt. Dunn, Lee Edward to become Specialized Instructor in the following area[s]:

F/A's Instructor

Sgt. Dunn has been with the department since 1994 and has completed the required course as well as Instructor Development.

12. Knox County SO, Moyers Terry Donald - Request Sgt. Moyers to become Specialized Instructor in the following area[s]:

Patrol Rifle

Sgt. Moyers has been with the department since 2004 and has completed the required course as well as Instructor Development.

13. Knox County SO, Hurst, Christopher David - Request Sgt. Hurst to become Specialized Instructor in the following area[s]:

Firearms Instructor

Sgt. Hurst has been with the department since 1994 and has completed the required course as well as Instructor Development.

14. Metro Nashville PD – Thomas, Anthony Edward - Request GDI Thomas to become Specialized Instructor in the following area[s]:

Armored Vehicle Operations

GDI Thomas has been with the department since 1992 and has completed the required course as well as Instructor Development.

- *15. Nolensville PD – Strange, Cynthia (Cindy) Jewell - Request Patrol Officer Strange to become the General Departmental Instructor. Officer Strange has been in law enforcement since 2004 and has completed Speech in College which was previously accepted by POST and meets the requirement for the Instructor Development. Also request a waiver of POST Rule 1110-03-.04(3)3.

- *16. Scott County SO - Phillips, Danny Lee - Request Sgt. Phillips to become the General Departmental Instructor. Sgt. Phillips has been in law enforcement since 1999 and has completed Instructor Development. Also request a waiver of POST Rule 1110-03-.04(3)3. He has been serving as the training officer since 2012.

17. Van Buren County SO –Bouldin, Jonathon Clay - Request FTO Bouldin to become Specialized Instructor in the following area[s]:

Radar Lidar Instructor

FTO Bouldin has been with the department since 2002 and has completed the required course as well as Instructor Development.

- *18. Williamson County SO – Elliott, Denny R. - Request Sgt. Elliott to become the General Departmental Instructor. Sgt. Elliott has been in law enforcement since 2005 (in TN.)24 years total LE and has completed Instructor Development. Also request a waiver of POST Rule 1110-03-.04(3)3, due to his extensive training career.

Mr. Welch noted that #10 needs a waiver of the POST Rule 1110-03-.04(3)3.

Commissioner Woolfork moved to approve Items 1-18, with a waiver on #10, seconded by Commissioner Baker. The motion carried.

CURRICULUM AND TESTS – 1110-04

The following Items 1 through 27 have been reviewed by POST Investigators and appear to be in order and meet or exceed minimum standards for POST requirements:

1. Anderson County SO - 2013 Court Security In-service for Non-Certified Officers, 30 hours.
July 13 & 27, 2013
Aug. 10, 2013
2. Arnold PD – Additional firearms dates for 2013, previously approved. 8 hours
June 7, 2013
July 15, 16, 17, 18, 2013
3. Belle Meade PD – Mental Illness, 2 hours.
July 17 & 18, 2013
4. Blount County SO – 2013 In-service, CSA/EVOC/Mental Illness/FA. 14 hours
May 23 & 24, 2013
5. Bradley County SO – Annual In-service, CSA/EVOC/Mental Illness/FA. 40 hours. Firearms to be conducted throughout the 2013 training year.
CID In-service – Feb. 12-27, 2013
Court/Judicial Serv. In-service – March 13 – 15, 2013
June 12-14, 2013
Dept. In-service - Jan. 15 – Dec. 13, 2013
Reserve In-service – Feb. 4 – March 6, 2013
School Resource Officer In-service – Jan 7 & May 20-24, 2013
6. Clinton PD – 2013 Annual Reserve In-service, 32 hours, CSA/EVOC/Mental Illness. (Firearms to be held at a later date).
March 11, 2013 April 29, 2013
March 18, 2013 May 13, 2013
April 1, 2013 June 3, 2013
April 15, 2013 June 10, 2013
7. Cocke County SO – 2013 General In-service, 40 hours, CSA/EVOC/Mental Illness/FA.
July 15-19, 2013
8. Crossville PD – 8 hours Firearms.
May 29, 2013
Oct. 2, 16 & 30, 2013
9. Cumberland County SO – In-service, 40 hours, CSA/EVOC/Mental Illness/FA.
May 28 – Aug. 6, 2013
10. Decherd PD – 40 hour In-service, CSA/EVOC/Mental Illness/FA.
Sept. 16-20, 2013

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11. Goodlettsville PD – 2013 In-service, CSA/EVOC/Mental Illness/FA. 40 hours.
July 8-11, 2013 – Goodlettsville PD & Gun Range
July 15-18, 2013 – Goodlettsville PD & Gun Range
Sept. 23-26, 2013 – Goodlettsville Gun Range
12. Johnson County SO – 8 hours Firearms.
June 24 2013
July 8, 2013
July 22, 2013
13. Lafollette PD – 2013 In-service previously approve in May. Change on May 9, 2013, Instructor for Crash Investigation Refresher.
14. McMinnville PD – 8 hours Firearms Training, May 22, 2013
Previously approved, additional date. 13-212.
15. Medina PD – 2013 In-service, CSA/EVOC/Mental Illness/FA. 40 hours.
June 10-14, 2013.
16. Meigs County SO and Decatur PD – 2013 In-service, CSA/EVOC/Mental Illness/
Firearms. 40 hours
June 17-21, 2013
17. Metro Nashville AA PD – 2013 In-service, CSA/EVOC/Mental Illness/FA, 40
hours.
May 20-24, 2013
18. Scott County SO – 2013 In-service, CSA/EVOC/Mental Illness/FA. 40 hours
Sept. 9-12, 2013
Sept. 16-19, 2013
Firearms – Oct. 7-11, 2013
Oct. 14-18, 2013
19. Shelby County SO - 2013 Reserve In-service training. CSA/EVOC/Mental
Illness/FA. 40 hours.
June 10, 11, 12, 15, 17, 18, 19 & 22, 2013
July 8, 9, 10, 13, 15, 16, 17 & 20. 2013
July 22, 23, 24, 27, 29, 30, 31, & Aug. 3, 2013
Aug. 5,6, 7, 10, 12, 13, 14 & 17, 2013
Sept. 9, 10, 11, 14, 16, 17 18 & 21, 2013
Sept. 23, 24, 25, 28, 30, Oct. 1, 2 & 5, 2013
20. Smith County SO - 2013 In-service, CSA/EVOC/Mental Illness/FA. 40 hours.
May 13-17, 2013
Aug. 19-23, 2013
Sept. 30 – Oct. 4, 2013
21. Sparta PD – 2013 In-service, CSA/EVOC/Mental Illness/FA. 40 hours.
March 4-14, 2013
April 1-13, 2013

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22. Spring Hill PD – 16 hours Firearms for New Officers to the Dept.
May 30-31, 2013
June 27-28 2013
23. WSCC – Unicoi County Sheriff's Office General In-service. CSA/EVOC/Mental
Illness/FA. 40 hours.
June 10-14, 2013
24. Williamson County SO – POST Mandates, CSA/EVOC/Mental Illness. 5 hours.
Oct. 31, 2013
Nov. 4, 2013
Dec. 17, 2013
25. Williamson County SO – In-Service, CSA/EVOC/Mental Illness. 32 hours
March 25-28, 2013
April 22-25, 2013
June 10-13, 2013
Oct. 14-17, 2013
Nov. 4-7, 2013
26. Wilson County SO – 2013 In-service, 16 hours for SRO training. .
June 3-4, 2013.
27. Van Buren SO – 40 hour In-service, previously approved, Date Change
May 28-31, 2013
June 19 & 20, 2013 FA

Commissioner Williamson moved to approve Items 1-27, seconded by Commissioner Baker. The motion carried.

SPECIALIZED TRAINING CURRICULUM – 1110-04-.09

The following Items 1 through 30, have been reviewed by POST Investigators and appear to be in order and meet minimum standards for Specialized Training Substitution. Child Sexual Abuse, EVOC, Mental Illness and Firearms must be completed and documented to complete requirements for In-service training. Those specialized schools including Child Sexual Abuse training will be designated as they are approved for POST information.

1. Clarksville PD – Street Crimes Seminar, 24 hours.
June 24-26, 2013
2. Franklin PD – Service Horse Training Clinic, Williamson County Ag. Center.
40 hours.
June 10-14, 2013
3. Greene County SO – Active Shooter in School Setting, 32 hours
June 24-27, 2013
4. Hamilton County SO – Law Enforcement Instructor Development, 40 hours
Training conducted at UT Chattanooga - July 15-19, 2013
Hamilton County Training Room - July 29-August 2, 2013

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5. Hamilton County SO – Basic SRO Class, 40 hours
Chattanooga State CC – July 22-26, 2013
6. Hamilton County SO – DUI Detection and Standardized Field Sobriety Testing
24 hours.
Aug. 12-14, 2013
Sept. 4-6, 2013
Nov. 6-8, 2013
7. Harriman PD – Aggressive Criminal Enforcement – Drug Interdiction.
Previously approved #13-476. Additional Dates, 24 hours
May 28-30, 2013
June 18-20, 2013
8. Hendersonville PD – Personal Leadership – Integrity-Centered Leadership, 16
hours.
Aug. 19-20, 2013
9. Holston International Training – School Resource Officer Training, 40 hours
Greeneville PD
July 15 – 19, 2013
Aug. 12 – 16, 2013
10. McMinnville PD – First Line Supervisor, 32 hours
Aug. 5-8, 2013
11. Murfreesboro PD – Firearms Instructor School, 40 hours.
July 22-26, 2013
12. Murfreesboro PD – Crime Scene Digital Photography, 40 hours.
Oct. 7-11, 2013.
13. Murfreesboro PD – Instructor Development, 40 hours
Aug. 26-30, 2013.
14. Murfreesboro PD – Basic Police Motorcycle Operations, 80 hours
Aug. 19 – 30, 2013
15. Pigeon Forge PD – Basic Police Traffic Radar Operator School, 40 hours.
June 10-14, 2013
16. Pulaski PD – Specialized Training Class, to include Domestic Violence Issues,
Interview and Interrogation Techniques, Autism & Driving, Acting Skills for Law Enf.,
Media Relations & Courtroom Conduct, and instructed by Martin Methodist College.
32 hours.
July 8-11, 2013
17. Ripley PD – Instructor Development, CSA/EVOC/Mental Illness, 40 hours
Aug. 19-23, 2013
18. ROCIC – Vehicle & Street Legal Interdiction, Nashville ROCIC Training Facility.
8 hours, May 13, 2013

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19. Rutherford County SO – Police Mountain Bike Instructor Training Course, 30 hours.
July 22-24, 2013
20. Shelby County SO – Basic Patrol Crime Scene, 24 hours.
April 16-18, 2013
21. TBI – AMBER Alert Training, 24 hours – Instructed by Fox Valley Technical College personnel to law enforcement agencies across the state. Request approval for the 2013 training year.
22. Tennessee Law Enforcement Training Academy(TLETA) – 2013 Domestic Violence and Sexual Assault Investigation School, 40 hours.
May 27 – 31, 2013
23. TLETA – Statement Analysis School, 10-21-13 – 10-22-13. Change in location from Christian Brothers Univ. to TLETA.
24. TLETA – EVOC, 40 hours.
July 7 – 11, 2013
25. U. S Dept. of Justice, FBI – Active Shooter Conference, 12 hours, Knoxville Div. of FBI. Request approval for the following course as well as **approval for future courses throughout the 2013 training year.**

FBI Field Office, Knoxville – April 23-24, 2013
TN. Sheriff's Association Conference – Nashville – May 29-30, 2013
26. Waynesboro PD – Instructor Development, 40 hours
June 17-21, 2013
July 8-12, 2013
Nov. 4-8, 2013
27. Williamson County SO – Basic School Resource Officer Course, 40 hours
June 17-21, 2013
28. Williamson County SO – Level 1 Basic Police Sniper Course, 42 hours.
Previously approved #13-280, Date Change from Sept. 23—27, 2013 to Sept. 30-Oct. 4, 2013.
29. Williamson County SO – Law Enforcement Media Training (Effective Communications with the Public and the News Media). 16 hours
Nov. 7 & 8, 2013
30. Wilson County SO – Basic School Resource Officer Training Course, 40 hours
July 22-26, 2013, Mental Illness/Firearms

Commissioner Baker moved for approval of Items 1-30, seconded by Commissioner Fanion. The motion carried.

There was no old business for discussion.

NEW BUSINESS/ITEMS FOR DISCUSSION

FYI - KNOXVILLE PD

Three former officers pleaded guilty to misdemeanor assault and official oppression.

News Article attached.

Mr. Welch noted POST would probably receive the paperwork on these officers by the next meeting.

2012 ANNUAL REPORT – RULE 1110-07.06(2)(a)

SHELBY COUNTY SHERIFF'S OFFICE TRAINING ACADEMY

Commissioner Williamson moved to accept the report, seconded by Commissioner Baker. The motion carried.

WAIVER OF THE EIGHT MONTH RULE – RULE 1110-09-.06 - 2013 SAL. SUPP.

The following officers completed the required In-service including EVOC/CSA/MI and Firearms and for reasons specified on each request are asking for a waiver of the eight month rule. He WILL be eligible for salary supplement.

Sartin, Jonathan C. Lenoir City PD
(Completed 38 hours including all mandatory requirements.)

Chambers, David Lee Washington County SO
(Completed his POST mandated in-service for 2013)

Commissioner Jenkins noted that Mr. Sartin passed away unexpectedly. Mr. Welch reported that Mr. Chambers was involved in an auto accident and is on life support.

Commissioner Baker moved for approval, seconded by Commissioner Fanion. The motion carried.

WAIVERS FOR MILITARY LEAVE – RULE 1110-09-.06(5) – 2013 SAL. SUPP.

The following departments are requesting a waiver for military service for the 2013 calendar. Military orders are included along with change of status. These officers should be eligible to receive salary supplement.

Buckner, Brent Anderson County SO

Commissioner Chrisman moved to approve, seconded by Commissioner Fanion, which motion carried.

WAIVERS OF SIX (6) MONTH RULE:

HENRY COUNTY SO – RAMOS, HAYLEY GWYNN

Request a six month waiver for Deputy Ramos. She is attending TLETA in August, 2013 and will be over her six months since she began employment on 4-1-13. Request a waiver so upon successful completion she may be issued POST Certification.

Commissioner Williamson moved to approve, seconded by Commissioner Fanion. The motion carried.

Commissioner Rhoades announced the subcommittee will meet on Thursday, July 18th at 1:00 for informal hearings and the regular POST meeting will be on Friday, July 19th at 9:30 a.m.

There being no further business, Chairman Rhoades entertained a motion to adjourn. Commissioner Woolfork moved to adjourn, seconded by Commissioner Williamson. The motion carried.

The meeting adjourned.

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RESPECTFULLY SUBMITTED

Patsy Norman
Licensed Court Reporter #410

APPROVED: _____
DUSTY RHOADES
Chairman

DATE: _____